



## PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

**Agency:** Washington State Department of Agriculture

**Subject of possible rule making:** Chapter 16-92 WAC, Notices of Infraction – Penalty Schedule

**Statutes authorizing the agency to adopt rules on this subject:** Chapter 16.36 and 34.05 RCW

**Reasons why rules on this subject may be needed and what they might accomplish:** During the 2009 legislative session, WSDA was given authority to issue notices of and enforce civil infractions for any person found transporting livestock on the public roads of this state without a valid health certificate or permit and to any person who knowingly transports or accepts delivery of live nonambulatory livestock. WSDA is considering developing a new WAC within Chapter 16 that would describe the department's penalty schedule for violations of Chapter 16.36.116, and the monetary amount per violation.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
None

**Process for developing new rule (check all that apply):**

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) WSDA staff will develop the rules proposal with the help of industry input. Interested parties will be given the opportunity to participate during the public hearing and public comment process.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

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**DATE**

December 2, 2009

**NAME (TYPE OR PRINT)**

Leonard E. Eldridge, DVM

**SIGNATURE**

**TITLE**

Assistant Director

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